## COMMONWEALTH OF KENTUCKY

## BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF LEXINGTON-SOUTH )
ELKHORN WATER DISTRICT FOR APPROVAL )
OF PROPOSED ADJUSTMENT OF RATES FOR ) CASE NO. 93-478
CERTAIN NON-RECURRING CHARGES )

## ORDER

On December 21, 1993, the Commission received an application to adjust certain non-recurring charges from Lexington-South Elkhorn Water District ("Lexington-South Elkhorn"). In its filing, Lexington-South Elkhorn requested a deviation from the requirements of 807 KAR 5:011, Section 8.

807 KAR 5:011, Section 8, requires that a copy of the public notice be included in the filing. The public notice required by the above-cited regulation is critical to assure ratepayers an opportunity to participate in a proceeding and respond to the subjects and issues involved. Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that Lexington-South Elkhorn's request for a deviation from 807 KAR 5:011, Section 8, should be denied.

## IT IS THEREFORE ORDERED that:

- 1. Lexington-South Elkhorn's request for a deviation from the requirements of 807 KAR 5:011, Section 8, is hereby denied.
- 2. Lexington-South Elkhorn shall file all information required by 807 KAR 5:011, Section 8, no later than 10 days from the date of this Order. If it fails to do so, Lexington-South

Elkhorn's filing will be rejected and this case dismissed without further Order of the Commission.

Done at Frankfort, Kentucky, this 13th day of January, 1994.

PUBLIC SERVICE COMMISSION

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Vice Chairman

Commissioner

ATTEST:

Executive Director